

Message Text

UNCLASSIFIED

PAGE 01 DUBAN 00184 171320Z POSS DUPE
ACTION SCS-06

INFO OCT-01 AF-10 ISO-00 JUSE-00 /017 W
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R 171237Z MAR 78
FM AMCONSUL DUBAN
TO SECSTATE WASHDC 2867
INFO AMCONSUL JOHANNESBURG

UNCLAS DUBAN 0184

EO 11652: NA
TAGS: CGEN, SF
SUBJ: JUDICIAL ASSISTANCE : US VS. JAMES G. RYAN

REF: STATE 64309

1. BOTH DR. C. VAN DER POL AND MR. H.E.G. ETTLER HAVE
EXPRESSED A WILLINGNESS IN PRINCIPLE TO APPEAR AT THE RYAN
TRIAL. HOWEVER, BOTH ARE MANAGING DIRECTORS OF LARGE COMPANIES
AND UNABLE TO BE ABSENT FROM THEIR OFFICES FOR EXTENDED PERIODS.
IN PARTICULAR DR. VAN DER POL, CHIEF EXECUTIVE OF ONE OF NATAL'S
MOST IMPORTANT SUGAR AND INVESTMENT COMPANIES, STATES THAT
WITHOUT AN ASSURANCE THAT HE WOULD NOT BE REQUIRED IN NEW YORK
FOR MORE THAN TWO OR THREE DAYS, HE WILL BE FORCED TO DECLINE
TO APPEAR. MR. ETTLER WOULD REQUIRE A SIMILAR ASSURANCE BEFORE
AGREEING TO GIVE TESTIMONY BUT WOULD BE PREPARED TO SPEND UP
TO A WEEK IN NEW YORK. BOTH ASK IF THEY CAN GIVE EVIDENCE BY
AFFIDAVIT IN LIEU OF APPEARANCE.

2. ACTION REQUESTED: CAN DEPARTMENT OBTAIN ASSURANCES AS TO
THE MAXIMUM TIME MESSRS. VAN DER POL AND ETTLER WILL BE
REQUIRED TO BE PRESENT AT THE TRIAL, AND AN ESTIMATE OF THE
DATES DURING WHICH THEIR PRESENCE WILL BE REQUIRED. ALSO
PLEASE ADVISE IF AFFIDAVITS WOULD BE ACCEPTABLE IN LIEU OF
PERSONAL TESTIMONY.

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NNN

Message Attributes

Automatic Decaptioning: X
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Disposition Case Number: n/a
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Disposition Date: 01 jan 1960
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